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Attorneys for Plaintiff
RICHTEK TECHNOLOGY CORP.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICHTEK TECHNOLOGY CORPORATION,

Plaintiff,

v.

uPI SEMICONDUCTOR CORPORATION,
POWERCHIP TECHNOLOGY CORP.,
MAXCHIP ELECTRONICS CORP., SILICON
XTAL CORPORATION, AMANDA DAI, and
JACKY LEE,

Defendants.

No. C 09-05659 WHA

Order re:

**PLAINTIFF RICHTEK TECHNOLOGY
CORP.'S AND NON-PARTIES
ADVANCED MICRO DEVICES, INC.'S
AND BEST DATA PRODUCTS D/B/A
DIAMOND MULTIMEDIA, INC.'S
STIPULATED REQUEST TO ALLOW
USE OF ITC DISCOVERY**

Order re:

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1 Pursuant to Civil Local Rule 7-12, Plaintiff Richtek Technology Corporation and non-parties
2 Advanced Micro Devices, Inc. (“AMD”) and Best Data Products d/b/a Diamond Multimedia, Inc.
3 (“Diamond”), by and through their respective counsel of record, hereby jointly submit the following
4 Stipulation in the above-entitled action:

5 **WHEREAS**, AMD and Diamond produced to Richtek certain documents in the related ITC
6 Investigation No. 337-TA-698, *Certain DC-DC Controllers and Products Containing the Same* (the
7 “ITC Proceedings”);

8 **WHEREAS**, on March 31, 2016, Magistrate Judge Laurel Beeler ordered that “[a]ll discovery
9 that Richtek and uPI produced in the related ITC investigation will be treated as if it were produced in
10 this lawsuit, protected by a similar protective order” (Dkt. No. 473 at 4);

11 **WHEREAS**, Richtek has requested AMD’s and Diamond’s consent to treat discovery produced
12 by AMD and Diamond in the ITC Proceedings as if it were produced in the instant lawsuit, protected by
13 the Protective Order in this case; and

14 **WHEREAS**, AMD and Diamond do not object to the use in this case of documents that AMD
15 and Diamond produced in the ITC proceedings, provided that documents designated as containing
16 Confidential Business Information in the ITC Proceedings are designated as “Highly Confidential –
17 Attorneys’ Eyes Only” under the Protective Order in this case, and documents designated as containing
18 Highly Sensitive Information in the ITC Proceedings are designed as “Highly Confidential – Source
19 Code” under the Protective Order in this case;

20 **NOW, THEREFORE**, AMD, Diamond, and Richtek jointly request that all discovery that
21 AMD and Diamond produced in the ITC Proceedings be treated as if it were produced in this lawsuit,
22 provided that documents designated as containing Confidential Business Information in the ITC
23 Proceedings are designated as “Highly Confidential – Attorneys’ Eyes Only” under the Protective Order
24 in this case, and documents designated as containing Highly Sensitive Information in the ITC
25 Proceedings are designed as “Highly Confidential – Source Code” under the Protective Order in this
26 case.

1 Dated: May 9, 2016

Respectfully submitted,

2 **ALSTON & BIRD LLP**

3 By: /s/Samuel T. Lam
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Order re:

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Attorneys for Non-Party
ADVANCED MICRO DEVICES, INC. and BEST DATA
PRODUCTS D/B/A DIAMOND MULTIMEDIA, INC.

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FILER'S ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I, Samuel T. Lam, attest that concurrence in the filing of this document has been obtained.

/s/Samuel T. Lam
Samuel T. Lam

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 10, 2016


United States District Judge